## UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

BLUE CROSS BLUE SHIELD ASSOCIATION, et al.

CIVIL ACTION No. 2:13-cv-4663-JS

Plaintiffs,

v.

GLAXOSMITHKLINE LLC,

Defendant.

## DEFENDANT GLAXOSMITHKLINE LLC'S MOTION FOR SUMMARY JUDGMENT

Defendant GlaxoSmithKline LLC ("GSK"), by and through its undersigned attorneys, hereby moves, pursuant to Federal Rule of Civil Procedure 56, for summary judgment on all claims in the above-captioned action. In support of its Motion, GSK incorporates herein the accompanying Memorandum of Law; Statement of Undisputed Material Facts; and Appendix of Exhibits.

WHEREFORE, GSK respectfully requests that the Court enter the proposed Order granting summary judgment in the above-captioned action.

November 7, 2018

BY:

Stephen J. Kastenberg
David H. Pittinsky
Leslie E. John
Edward D. Rogers
William B. Igoe
BALLARD SPAHR LLP
1735 Market Street, 51st Floor
Philadelphia, PA 19103
Phone: 215-665-8500

Mark H. Lynch (pro hac vice)
Matthew J. O'Connor (pro hac vice)
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street NW
Washington, DC 20001
Phone: 202-662-6000

Attorneys for Defendant, GlaxoSmithKline LLC

W. Mark Lanier (pro hac vice motion pending) THE LANIER LAW FIRM 6810 FM 1960 Road West Houston, TX 77069 Phone: 713-659-5200

Joseph E. O'Neil
John J. O'Donnell
LAVIN, O'NEIL, RICCI, CEDRONE
190 N. Independence Mall West, Suite 500
Philadelphia, PA 19106
Phone: 215-627-0303

## **CERTIFICATE OF SERVICE**

The undersigned attorney certifies that, on this date, he caused to be served copies of the foregoing Motion upon counsel of record by ECF filing.

November 7, 2018

William B. Igoe

BY:

BALLARD SPAHR LLP

1735 Market Street, 51st Floor

Philadelphia, PA 19103

Phone: 215-665-8500

Attorney for Defendant GlaxoSmithKline LLC